

Absent—Excused

Davisson
of Eastland

Fisher
Wells

REASON FOR VOTE ON HOUSE
BILL NO. 76

Although it is my strong desire to respect the decisions of our Supreme Court, and articles of our Constitution, but since it is sincerely felt by many citizens of Texas that the subject matter of this measure involves a Federal question and should be appealed to the Supreme Court of the United States; since the time for such appeal from a former holding on this question has practically passed, and since the homes and property of thousands of citizens of Texas are about to be swept away, and time will not permit an amendment of the Constitution to offer relief, I vote for this measure.

McCONNELL.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 186, to the Committee on Appropriations.

ADJOURNMENT

Mr. Westfall moved that the House adjourn until 9 o'clock a. m., tomorrow.

Mr. Smith moved that the House adjourn until 10 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. Westfall, it was lost.

Question then recurring on the motion by Mr. Smith, it prevailed, and the House, accordingly, at 12:25 p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Criminal Jurisprudence: House Bills Nos. 21, 56, 219, and 295.

Education: House Bills Nos. 13 and 14.

Game and Fisheries: House Bills Nos. 101, 113, 175, 303, 294, and 272.

Judiciary: House Bills Nos. 149 and 308.

Labor: House Bills Nos. 32 and 283.

Municipal and Private Corporations: House Bill No. 265.

Public Health: House Bills Nos. 133 and 356.

REPORT OF THE COMMITTEE ON
ENROLLED BILLS

Committee Room,

Austin, Texas, January 30, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 22, Inviting Hon. "Alfalfa Bill" Murray, former Governor of the State of Oklahoma, to address a Joint Session of the House and Senate,

Has carefully compared same, and finds it correctly enrolled.

ROANE, Vice-Chairman.

EIGHTEENTH DAY

(Friday, February 1, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Cowley
Adamson	Craddock
Adkins	Crossley
Aikin	Daniel
Alexander	Davis
Ash	Davison of Fisher
Beck	Davisson
Bergman	of Eastland
Bourne	Dickison
Bradbury	Dunagan
Bradford	Dunlap of Hays
Broyles	Dunlap of Kleberg
Burton	Duvall
Butler of Brazos	Dwyer
Butler of Karnes	England
Cagle	Fain
Caldwell	Farmer
Calvert	Fisher
Canon	Fitzwater
Celaya	Ford
Clayton	Fox
Collins	Frazer
Colquitt	Fuchs
Colson	Gibson
Cooper	Glass

Good	Moffett
Graves	Moore
Gray	Morris
Greathouse	Morrison
Hankamer	Morse
Hardin	Newton
Harris of Archer	Nicholson
Harris of Dallas	Olsen
Hartzog	Padgett
Head	Palmer
Herzik	Patterson
Hill	Payne
Hodges	Petsch
Hofheinz	Pope
Holland	Quinn
Hoskins	Reader
Howard	Reed of Dallas
Huddleston	Riddle
Hughes	Roach of Angelina
Hunt	Roach of Hunt
Hunter	Roane
Hyder	Roark
Jackson	Roberts
James	Rogers
Jefferson	Russell
Jones of Atascosa	Rutta
Jones of Falls	Scarborough
Jones of Runnels	Settle
Jones of Shelby	Shofner
Jones of Wise	Smith
Keefe	Spears
King	Stanfield
Knetsch	Steward
Lange	Stinson
Lanning	Stovall
Latham	Tarwater
Leath	Tennyson
Lemens	Thornton
Leonard	Tillery
Lindsey	Venable
Lotief	Waggoner
Lucas	Walker
Luker	Westfall
Mauritz	Wood of Harrison
McCalla	Wood of Montague
McConnell	Worley
McFarland	Young
McKee	Youngblood
McKinney	

Absent—Excused

Alsup	Reed of Bowie
Atchison	Wells

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Atchison for today, on motion of Mr. Frazer.

Mr. Reed of Bowie for today, on motion of Mr. Reed of Dallas.

Mr. Alsup for today, on motion of Mr. Hunt.

Mr. Wells for today, on motion of Mr. England.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Payne:

H. B. No. 375, A bill to be entitled "An Act providing that beaver may be taken in Val Verde County during the month of January and their pelts disposed of in conformity to the laws of this State; providing a penalty; repealing all laws, in so far as they conflict with any provision of this Act, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Gibson and Mr. Latham:

H. B. No. 376, A bill to be entitled "An Act amending Article 1058, Code of Criminal Procedure, 1925, as amended by Acts of the Forty-second Legislature, Regular Session, page 222, Chapter 130, Section 1; providing for the compensation of grand jury bailiffs, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Frazer:

H. B. No. 377, A bill to be entitled "An Act creating a closed season upon wild deer, buck, doe, fawn, or wild turkey for a period of six (6) years in the County of Robertson, in the State of Texas, making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill, by any means whatsoever, any wild deer, buck, doe, fawn, or wild turkey within said county for a period of six (6) years; providing a penalty therefor, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Rutta:

H. B. No. 378, A bill to be entitled "An Act to amend Article 6703, Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Rutta:

H. B. No. 379, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than nineteen thousand one hundred (19,100) or more than nineteen thousand two hundred (19,200) inhabitants, and in every county having a population of not less than eighteen thousand eight hundred (18,800) nor more than eighteen thousand nine hundred (18,900) inhabitants, according to the last preceding United States Census, and providing how same shall be paid, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Stinson:

H. B. No. 380, A bill to be entitled "An Act making an appropriation to pay judgments of the district and county courts; refunding to the heirs, devisees, legatees, or legal representatives of deceased persons, whose estates have escheated to the State, such sums of money belonging to such escheated estates as have been paid into the Public Treasury; authorizing the payment of such claims on the taking effect of this Act, and the filing with the Comptroller of a copy of the order of the court under seal of the court, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Greathouse:

H. B. No. 381, A bill to be entitled "An Act to permit and authorize the Fort Worth National Bank of Fort Worth, Texas, to bring and prosecute an action against the State of Texas on certain contracts; fixing the time within which the same may be brought; fixing the venue thereof in Travis County, Texas; providing that any judgment recovered be paid from the State Highway Fund; providing for service of citation, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Aikin, Mr. Graves, and Mr. Canon:

H. B. No. 382, A bill to be entitled "An Act making an appropriation from the State Treasury for the preparation, checking, investigation, and correction of the scholastic census to the State Department of Education;

providing money for salaries, wages, rent, equipment, supplies, and necessary traveling expenses incident thereto for the sum of eighty-five hundred dollars (\$8,500), for the year ending September 1, 1935, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Morse:

H. B. No. 383, A bill to be entitled "An Act to amend Acts of 1903, Twenty-eighth Legislature, Regular Session, page 123, Chapter XCV, Senate Bill No. 76, Sections 1, 2, and 3, which is Article 4576, Revised Civil Statutes of Texas of 1925, providing for the appointment of the members of the State Board of Embalming, so as to create a rotating board and to enlarge the term of office to six (6) years; prescribing the qualifications of the members of said board and their term of office, and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Morse:

H. B. No. 384, A bill to be entitled "An Act to increase the powers and duties of the State Board of Embalming so as to prescribe and maintain a standard of proficiency as to the qualifications of those engaged, and who may engage, in the practice of funeral directing in connection with the care and disposition of dead human bodies by providing that said State Board of Embalming shall adopt rules, regulations, and by-laws for the examination and licensing of funeral directors and the practice of funeral direction, etc., and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Ash:

H. B. No. 385, A bill to be entitled "An Act prohibiting the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, fawn, or wild turkey within the limits of the County of Bastrop, State of Texas, for a period of five years from and after the passage of this Act, and providing a penalty therefor."

Referred to Committee on Game and Fisheries.

By Mr. Ash:

H. B. No. 386, A bill to be entitled "An Act declaring it unlawful for

any person to kill, take, or have in his possession for barter or sale after the passage of this Act, for a period of five years, any wild fox or the pelts thereof in the County of Bastrop, State of Texas, and providing a penalty therefor."

Referred to Committee on Game and Fisheries.

By Mr. Roane:

H. B. No. 387, A bill to be entitled "An Act setting apart all lands owned or used by the State of Texas as State prison farms, or as State agricultural farms, for the protection, propagation, and keeping of birds, wild game, and other animals, and declaring such lands, so set apart, to be game preserves protected from trespassers under the law as other game preserves, and declaring an emergency."

Referred to Committee to Public Lands and Buildings.

By Mr. Knetsch:

H. B. No. 388, A bill to be entitled "An Act adding a new article to the Revised Civil Statutes, 1925, to be known as Article 6954a; providing a method for holding elections to determine whether turkeys shall be permitted to run at large in political subdivisions of Guadalupe County, etc., and declaring an emergency."

Referred to Committee on Live Stock and Stock Raising.

By Mr. McKinney:

H. B. No. 389, A bill to be entitled "An Act to provide for the Texas Prison Board, through its general manager, bidding for contracts to supply the State with printing, binding, and supplies of like character with the Board of Control without a bond, and entering into such contracts with the Board of Control without executing a bond, and declaring an emergency."

Referred to Committee on Public Printing.

By Mr. McKinney:

H. B. No. 390, A bill to be entitled "An Act providing that the Board of Pardons and Paroles, created by Chapter 45, Acts of First Called Session, Forty-first Legislature, shall hereafter sit and have their offices at Huntsville, Walker County, Texas, and declaring an emergency."

Referred to Committee on Penitentiaries.

EXPRESSING APPRECIATION TO MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read, the following communication:

Friday, January 18, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives, Capitol Building.

My Dear Mr. Speaker: Please convey to the membership of your Honorable Body my thanks for the beautiful roses presented to me at the inaugural ceremonies by the membership of the House and Senate. Also say the courtesy will be long remembered. Thanking you again, I am,

Sincerely,

ETHEL WOODUL.

(Mrs. Walter Woodul.)

RELATIVE TO HOUSE BILL NO. 76

On motion of Mr. Greathouse, by unanimous consent of the House, certain corrections were ordered made in House Bill No. 76.

ADDITIONAL SIGNERS OF HOUSE BILLS AND HOUSE JOINT RESOLUTIONS

By unanimous consent of the House, the following were authorized to sign bills and resolutions as follows:

Mr. Shofner: House Bill No. 329.

Mr. Harris of Dallas: House Bills Nos. 265 and 365.

Mr. Hartzog: House Bill No. 365.

Mr. Ford: House Bill No. 374.

Mr. Cagle: House Bill No. 374.

Mr. Youngblood: House Joint Resolution No. 14.

Mr. Hardin: House Joint Resolution No. 14.

Mr. Knetsch: House Bill No. 365.

Mr. Settle: House Bill No. 311.

Mr. Collins: House Bill No. 365.

Mr. Reed of Dallas: House Bill No. 365.

Mr. Worley: House Bill No. 365.

Mr. Craddock: House Bill No. 91.

Mr. Broyles: House Bill No. 365.

Mr. Wood of Harrison: House Bills Nos. 351 and 365.

Mr. Gray: House Bill No. 365.

Mr. Rutta: House Joint Resolution No. 1.

Mr. Hunter: House Bill No. 365.

BILLS RE-REFERRED

On motion of Mr. McKinney, House Bill No. 389 was withdrawn from the Committee on Public Printing and referred to the Committee on Penitentiaries.

On motion of Mr. Bradbury, House Bill No. 108 was withdrawn from the Committee on Insurance and referred to the Committee on Banks and Banking.

BILLS ORDERED NOT PRINTED

On motion of Mr. Hankamer, House Bill No. 253 was ordered not printed.

On motion of Mr. Tennyson, House Bill No. 251 was ordered not printed.

On motion of Mr. Tillery, House Bills Nos. 13 and 14 were ordered not printed.

On motion of Mr. Spears, House Bill No. 346 was ordered not printed.

MESSAGES FROM THE GOVERNOR

Mr. Edward Clark, secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Executive Office,

Austin, Texas, February 1, 1935.

To the Forty-fourth Legislature:

The inauguration of the Governor in 1933, and again in 1935, disclosed an anomalous situation with reference to appointments to the State Board of Education. The law provides that the Governor shall appoint three members to the State Board of Education on the first day of January; and the terms of such three members automatically end on December 31, just before the close of an administration.

It is a matter of common knowledge that this situation whereby the outgoing Governor, some two weeks before the end of his term, names appointees to the State Board for six years, has created confusion and misunderstanding. The outgoing Governor has just named three additional members to the State Board of Education, and they have been confirmed by the Senate. Personally, I have no desire to name any members on the State Board of Education at the close of my administration. I feel that in the future these appointments should

properly be the prerogative of the incoming administration.

In order to clear up this confusion I therefore recommend to the Legislature an immediate change in the law providing that the terms of members of the State Board of Education shall expire biennially with the outgoing Governor, and that new appointments shall be made by the incoming Governor at the time of inauguration. The Act should, of course, preserve to the present members of the board the full terms for which they have heretofore been appointed and confirmed.

Respectfully submitted,

JAMES V. ALLRED,

Governor of Texas.

Executive Office,

Austin, Texas, February 1, 1935.

To the Forty-fourth Legislature:

I desire to submit the following emergency matter for immediate action:

By legislative enactment, three of the oil producing States, to wit, Oklahoma, New Mexico, and California, have authorized the Governors of such States to confer and negotiate with the Governors of other oil producing States with reference to an interstate compact looking to the conservation of petroleum and natural gas. I am in receipt of a communication from the Governor of Oklahoma stating that his representative (the Hon. W. J. Holloway, a former Governor of that State) will come to Austin on Saturday, February 2, for the purpose of conferring with me with reference to an interstate compact.

Prior to my inauguration, I participated, unofficially, in two conferences called by the Governor-elect of Oklahoma to discuss a possible interstate compact between the oil producing States. It is possible that as Governor, I have the authority to continue such negotiations, but I do not wish to do so without the authority and approval of the Legislature.

As stated in my opening message to the Legislature, I believe that the State, and the State alone, has the constitutional right to regulate the production of oil and gas, and I am sure that we in Texas propose to do this thing ourselves. I believe, however, that we should at all times stand

ready to co-operate with our sister States to achieve the true purposes of conservation.

I therefore urge this Legislature to immediately authorize the Governor, or his representative, to meet, discuss and negotiate with the representatives of the Governors of other oil producing States the matter of an interstate compact looking to the true conservation of our natural resources. I would expect, of course, to report back to the Legislature from time to time the results of such negotiations and submit for the approval of the Legislature any proposed compact.

Respectfully submitted,
JAMES V. ALLRED,
Governor of Texas.

INVITING HON. F. A. SILCOX
AND HON. J. C. KIRCHER
TO VISIT TEXAS

Mr. Roach of Angelina offered the following resolution:

H. C. R. No. 25, Inviting Hon. F. A. Silcox and Hon. J. C. Kircher to visit Texas.

Whereas, Hon. F. A. Silcox, of Washington, D. C., National Forester and Chief of the United States Forest Service, Department of Agriculture, and Hon. J. C. Kircher, of Atlanta, Georgia, Regional Forester of the United States Forest Service, Department of Agriculture, are considering a visit to the State of Texas in the interest of forest work now in progress, and in the interest of a proposed National Forest for the State of Texas; and

Whereas, The United States Forest Service is the largest bureau in the Department of Agriculture, and has under its supervision the establishment and maintenance of National Forests throughout the United States, and likewise, has under its direct supervision the work of many Civilian Conservation Corps Camps in the United States; and

Whereas, The State of Texas is deriving great benefit by virtue of the establishment of various Civilian Conservation Corps Camps in Texas, and from the various activities of the United States Forest Service, Department of Agriculture; be it therefore

Resolved by the House of Representatives of the State of Texas, the Senate of Texas concurring, That a most cordial invitation be extended to

Hon. F. A. Silcox, National Forester, and Hon. J. C. Kircher, Regional Forester, to visit the State of Texas.

The resolution was read second time, and was adopted.

EXTENDING PRIVILEGES OF THE
FLOOR

Mr. Hofheinz offered the following resolution:

Whereas, The Texas Press Association will convene in Austin, Texas, February 8 and 9 for its midwinter convention; and

Whereas, The Texas Press Association is composed of outstanding men, who, through the news columns of the papers of Texas, have contributed much to the welfare of our State; and

Whereas, The membership of the Texas Press Association is vitally interested in legislation affecting the people of this State; therefore, be it

Resolved by the House of Representatives of the Forty-fourth Legislature, That the members of the Texas Press Association, while convening at Austin for their midwinter convention, be extended the privileges of the floor of the House of Representatives; and be it further

Resolved, That a copy of this resolution be mailed to the officers of the Texas Press Association and to the Texas Press Messenger, the official organ of the Texas Press Association.

HOFHEINZ,
HUDDLESTON.

The resolution was read second time, and was adopted.

RELATIVE TO CONSERVATION
OF OIL AND GAS

Mr. Latham offered the following resolution:

H. C. R. No. 26, Relative to formulating plans to conserve oil and gas.

Whereas, Pursuant to resolution, dated June 15, 1934, of the National House of Representatives, there was created what is known as the Cole Committee to investigate the petroleum industry; and

Whereas, Said committee has made detailed investigations of the industry, based on many public hearings held in the oil producing States, and has filed its report on January 2, 1935, which said report and its recommen-

dations are now pending in committee of the Congress; and

Whereas, On December 3, 1934, and on January 3, 1935, joint meetings were held at Ponca City, Oklahoma, following the call of the Governor of Oklahoma of the Governors, newly-elected Governors and their representatives of the oil producing States, to discuss and consider the advisability of formulating a compact between such States looking to the conservation of petroleum and natural gas, and the prevention of physical waste of our natural resources; and

Whereas, Within the near future another such joint conference is scheduled to be held at which time it is contemplated that definite and concrete plans will be submitted as to the subject-matter and form of said proposed State compact; and

Whereas, The people of Texas always have and do now subscribe to the fundamental doctrine that monopoly, regimentation, and price fixing of commodities is contrary to the spirit and genius of a free people; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Governor of the State of Texas, or in the event of his inability to act, his duly appointed representative or representatives, is hereby authorized, empowered, and directed to appear for and represent the State of Texas, as herein directed, at a conference of the duly authorized representatives of the oil producing States for the purpose of discussing, formulating and recommending a form of compact between said States to accomplish the conservation of petroleum and natural gas and the prevention of physical waste of these natural resources, without price fixing, the creation or perpetuation of monopoly or regimentation, such compact, subject to the consent thereto by the Congress of the United States, to become binding upon this State only upon its approval by the Legislature of the State of Texas; and be it further

Resolved, That proper report of the proceedings of said conference be made to the present session of this, the Forty-fourth Legislature of Texas.

LATHAM,
FRAZER.

The resolution was read second time, and was adopted.

RELATIVE TO CONSIDERATION OF BILLS WHICH DEAL WITH RELIEF MATTERS

Mr. McConnell offered the following resolution:

Whereas, For several years the citizens of the State of Texas have been suffering from the effects of the world's great depression; and

Whereas, Tens of thousands of respectable, law-abiding and deserving citizens of Texas have been for many months partially or totally sustained by the Government; and

Whereas, There is no emergency measure and needed legislation that requires our immediate attention and early consideration as badly as does the various relief measures now pending, and that will hereafter be pending in the House of Representatives of the State of Texas; and

Whereas, The early passage of such measures will help to lift us out of the chaotic conditions now prevailing in all parts of our State; now, therefore, be it

Resolved, That each of the committees heretofore and hereafter appointed to pass on pending bills, so far as circumstances will afford, give first consideration to any and all Acts, bills, resolutions, and measures introduced to aid the State during this depression, and to any and all measures which purport to be and are bills, Acts, and resolutions in the nature of relief legislation; and be it further

Resolved, That any and all relief Acts, bills, and resolutions, regardless of kind or character, which in any way relate to the appropriation of money or property to aid our citizens in distress, legislation to assist the needy and unemployed, legislation to assist Federal Government in its relief administration, legislation to reduce and change the form of taxation, legislation regulating the expenditure of money under the \$20,000,000 Relief Bonds, as passed during the preceding Legislature, any and all bills purporting to regulate the prices charged by utilities as the term is ordinarily understood, and any and all other measures which apparently on their face, are intended to help the needy and unemployed during this depression, are defined to be relief measures; and be it further

Resolved, That such measures be given a prominent place on the House Calendar and advanced as rapidly as possible.

The resolution was read second time.

On motion of Mr. McConnell, the resolution was referred to the Committee on Rules.

REQUESTING CONGRESS TO GIVE CAREFUL CONSIDERATION TO CERTAIN MEASURES

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 9, Requesting that careful consideration be given to public works program.

Whereas, The President of the United States has recommended, and the Congress is considering, as a substitute for relief being furnished to employable persons, a program of public works to be financed by appropriation of billions of dollars of public funds; and

Whereas, It has been indicated that the President of the United States and members of Congress are considering the subject of the separation of public highway and railroad grades at crossings, and of general highway construction; and

Whereas, There is a greater necessity in Texas for public construction of highway and railroad grade separation projects and of construction of public highways generally than for any other type of public structure; and

Whereas, It has been the experience in Texas in the past that more employment is provided for the money spent in highway improvement and construction than by any other expenditures of public moneys for relief of unemployment conditions, and more permanent and lasting benefits have inured therefrom; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the President and the Congress of the United States be, and they are hereby, requested to give careful consideration, in connection with the promulgation of any new public works or construction program in the United States, to the practicability, as well as to the economy, of allocating a relatively increased ratio of said public works funds to the construction of highway and railroad crossing grade separation projects, and to the construction of highways and public roads in each of

the several States, and particularly in the State of Texas, and to other public road construction, maintenance, and improvement projects. Be it

Resolved further, That a copy of this resolution be sent to each of the following: The President of the Senate of the United States; the Speaker of the House of Representatives of the United States; the President of the United States; the Chief of the Bureau of Public Roads of the United States Department of Agriculture, and to each member of the United States Congress from Texas.

DeBERRY,
WOODRUFF,
REDDITT.

The resolution was read second time, and was adopted.

CONCERNING INTERSCHOLASTIC LEAGUE OF TEXAS

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 12, Concerning Interscholastic League of Texas.

Whereas, The Interscholastic League of Texas annually holds debates, declamations, and essay contests in each public school in the State of Texas; and

Whereas, The Interscholastic League of Texas has not included in the subject matter of such declamations and essays the lives and deeds of heroes of the Southern Confederacy and of the State of Texas; and

Whereas, It is the sense of the Legislature of the State of Texas that such heroes should be named in the subject matter of the declamations and essays held by the Interscholastic League in the public schools thereof; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Interscholastic League of Texas be, and it is hereby, respectfully requested to include in the subject matter of the declamations and essays to be held by it in the public schools of Texas, the lives and deeds of heroes of the Southern Confederacy and of the State of Texas. Be it further

Resolved, That a copy of these resolutions be forwarded to the Interscholastic League of Texas.

MOORE,
HOPKINS.

The resolution was read second time, and was adopted.

CONCERNING BLOCK PICTURE OF MEMBERS

The Speaker laid before the House, for consideration at this time, resolution by Mr. Fuchs, offered on Monday, January 21, providing for a block picture of members of the House;

The resolution having heretofore been read second time and referred to the Committee on Contingent Expenses;

The Committee on Contingent Expenses having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Fuchs, James, Roberts, Head, and Dunagan.

CONCERNING TRAFFIC THROUGH CAPITOL GROUNDS

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 11, Concerning regulation of traffic through Capitol grounds.

Whereas, There is a great deal of heavy traffic and rapid driving through the Capitol grounds, causing a dangerous situation; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Board of Control be, and is hereby, authorized to close the drives on the Capitol grounds to such traffic as the Board of Control may deem advisable; and to close the north gate of the Capitol grounds to any or all traffic as the board may deem advisable.

The resolution was read second time.

Mr. Tennyson offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 11 by adding at the end of said resolution:

"Provided further, the Board of Control is also authorized to prescribe additional rules and regulations governing traffic entering from either entrance to the Capitol grounds."

The amendment was adopted.

The resolution as amended was then adopted.

PROVIDING FOR THE PRINTING OF REPORT OF COMMITTEE IN REGARD TO TAXATION ON MARINE PRODUCTS

The Speaker laid before the House, for consideration at this time, resolution offered on Tuesday, January 22, by Mr. Jefferson and others, relative to the printing of certain report in regard to taxation on marine products;

The resolution having heretofore been read second time and referred to the Committee on Contingent Expenses;

The Committee on Contingent Expenses having recommended the adoption of the resolution, with the following committee amendment:

Amend the resolution by substituting the words "one thousand" for the words "three thousand."

The amendment was adopted.

The resolution as amended was then adopted.

RELATIVE TO DAILY HOUSE JOURNALS

The Speaker laid before the House, for consideration at this time, resolution heretofore offered by Mr. Rogers, providing for certain additional daily House Journals;

The resolution having been read second time on January 23, and referred to the Committee on Contingent Expenses;

The Committee on Contingent Expenses having recommended the adoption of the resolution, with the following amendment by Mr. Leonard:

Amend the resolution by adding the following:

"And be it further resolved, That the chairman of the Committee on Contingent Expenses be empowered to have printed a sufficient number of each day's House Journals to meet the requirements of the several members."

The amendment was adopted.

The resolution as amended was then adopted.

ENDORISING CERTAIN BILL IN REGARD TO SERVICE CERTIFICATES

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 1, relative to the Patman bill in Congress in regard to service certificates;

The resolution having heretofore been read second time and referred to the Committee on Federal Relations;

The Committee on Federal Relations having recommended the adoption of the resolution.

Mr. Rutta offered the following committee amendment to the resolution:

Amend House Concurrent Resolution No. 1 by striking out everything after "Therefore be it Resolved," and inserting in lieu thereof the following:

"By the House of Representatives of Texas, the Senate concurring, That we memorialize the President of the United States, the United States Senators and Congressmen from Texas to support a plan for the immediate cash payment of ex-service men's adjusted certificates during the present session of Congress; and be it further

"Resolved, That a copy of this resolution be mailed to the President of the United States and to each member of Congress from Texas."

Mr. Caldwell moved to table the amendment offered by Mr. Rutta.

The motion to table was lost.

Question recurring on the amendment, it was adopted.

The resolution as amended was then adopted.

TO GRANT J. W. MANEY AND J. R. ALLEY PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 8, Granting J. W. Maney and J. R. Alley permission to sue the State;

The resolution having heretofore been read second time and referred to the Committee on State Affairs;

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

GRANTING PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 11, Granting Mrs. Rhoda Sweatt and Miss Mae Vance permission to sue the State;

The resolution having heretofore been read second time and referred to the Committee on State Affairs;

The Committee on State Affairs having recommended the adoption of the resolution, with the following committee amendment:

Amend House Concurrent Resolution No. 11 by inserting in the fifth line of the resolving clause, after "jurisdiction," the words, "Travis County."

Mr. Farmer moved to table the committee amendment.

The motion to table prevailed.

Question recurring on the resolution, it was adopted.

MESSAGE FROM THE SENATE

Senate Chamber,

Austin, Texas, February 1, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 26, Relating to Governor or his representative negotiating a State compact to conserve natural resources, with amendment.

Respectfully,

BOB BARKER,

Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION NO. 26 WITH SENATE AMENDMENTS

Mr. Latham called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 26, Relative to Governor or his representative negotiating a compact in regard to the conservation of oil and gas.

The Speaker laid the resolution before the House, with senate amendments.

On motion of Mr. Latham, the House concurred in the Senate amendments.

HOUSE BILL NO. 135 ON PASSAGE TO ENGROSSMENT

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 135, A bill to be entitled "An Act to amend Section 1 of an Act passed by the Forty-third Legislature of the State of Texas, and being Senate Bill No. 561, Chapter 160, and published at length in the General Laws, Regular Session of the

Forty-third Legislature, at pages 406 to 407, etc., and declaring an emergency";

The bill having heretofore been read second time.

Mr. Thornton offered the following amendment to the bill:

Amend House Bill No. 135 by striking out all below the enacting clause and insert in lieu thereof the following:

"Section 1. That Section 1 of Senate Bill No. 561, passed at the Regular Session of the Forty-third Legislature of the State of Texas, known as Chapter 160, pages 406 to 407, of the General Laws of the Forty-third Legislature be, and the same is hereby, amended by adding thereto Section 1a, said amended Section 1 with Section 1a added, to hereafter read as follows:

"Section 1. That, hereafter, all bonds, debentures, notes, collateral trust certificates, and other such evidences of indebtedness, which have been, or which may be issued by Federal Home Loan Bank Board, or Home Owners Loan Corporation, or by any Federal savings and loan association, or by the Reconstruction Finance Corporation, or by the Federal Farm Loan Board, or by any Federal Land Bank, or by any entity, corporation, or agency which has been or which may be created by or authorized by any Act which has been enacted, or which may hereafter be enacted, by the Congress of the United States, or by any amendment thereto, which has for its purpose the relief of, refinancing of, or assistance to owners of mortgaged, or encumbered homes, farms, and other real estate, shall hereafter be lawful investments for all fiduciary and trust funds in this State, and may be accepted as security for all public deposits, where deposits of bonds or mortgages are authorized by law to be accepted. Such bonds, debentures, collateral trust certificates, notes, and other such evidences of indebtedness shall be lawful investments for all funds which may be lawfully invested by guardians, administrators, trustees, and receivers, for building and loan associations, savings departments of banks incorporated under the laws of Texas for banks, savings banks, and trust companies chartered under the laws of Texas, and for all insurance companies of every kind and character, chartered or transacting business under the laws of Texas, where in-

vestments are required or permitted by the laws of this State; provided, further, that where such bonds, debentures, notes, collateral trust certificates and other such evidences of indebtedness are issued against and secured by promissory notes, or other obligations, the payment of which is secured, in whole or in part, by mortgage, deed of trust, or other valid lien upon real estate situated in this State, or where such bonds, debentures, collateral trust certificates, notes, or other such evidences of indebtedness, are acquired, directly or indirectly, in exchange for, or in substitution of notes or other obligations secured by mortgage, deed of trust, or other valid lien upon real estate situated in this State, then such bonds, debentures, collateral trust certificates, notes, or other such evidence of indebtedness, so issued, and so secured, or so acquired, shall be regarded for investment purposes by insurance companies as 'Texas securities,' within the meaning of the laws of this State governing such investments."

"Section 1a. That hereafter any building and loan association holding bonds of the Home Owners Loan Corporation may, from time to time, exchange same with its shareholders for their stock in the association on such terms and conditions as may be agreed upon between the board of directors of such association and each shareholder, and under the supervision of, and with the approval of, the Banking Commissioner, after mailing to each shareholder notice and permitting all to have the same fair opportunity of exchange."

"Section 2. The fact that building and loan associations, under the Act amended hereby, have acquired bonds of the Home Owners Loan Corporation to the extent of millions of dollars, and that the dumping of such bonds on the open market would tend to materially lower their market value, and the further fact that these associations could exchange such bonds to their shareholders for stock and thereby benefit the shareholders and prevent the placing on the market at any time large amounts of such bonds, creates an emergency and an imperative public necessity demanding that the constitutional rule, which requires all bills to be read on three several days in each house, be suspended, and this Act shall be in force and take effect from and after its passage, and it is so enacted."

On motion of Mr. Lindsey, further consideration of the bill was postponed until next Monday.

ADJOURNMENT

On motion of Mr. Ford, the House, at 12 o'clock m., adjourned until 10 o'clock a. m., next Monday.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions as follows:

Appropriations: Senate Bill No. 186; and House Bill No. 363.

Conservation and Reclamation: House Bill No. 51; and Senate Bill No. 57.

Counties: House Bills Nos. 85, 132, 157, 309, and 258; and Senate Bill No. 109.

Education: House Bills Nos. 251 and 346.

Highways and Motor Traffic: House Bill No. 225.

Livestock and Stock Raising: House Bill No. 253.

Public Health: House Bill No. 191.

The Committee on Counties filed an adverse report, with a minority favorable report, on House Bill No. 261.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, January 31, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 76, A bill to be entitled "An Act to amend Sections 1, 2, 3, 5, 9, and 12 of Senate Bill No. 3, Chapter 16, page No. 42, of the General and Special Laws of Texas, passed at the Second Called Session of the Forty-third Legislature of the State of Texas, 1934, so as to extend the effective date of said Chapter 16 to August 1, 1936, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

NINETEENTH DAY

(Monday, February 4, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Hodges
Adamson	Hofheinz
Adkins	Holland
Alexander	Hoskins
Alsup	Howard
Ash	Huddleston
Atchison	Hughes
Beck	Hunt
Bourne	Hunter
Bradbury	Jackson
Bradford	James
Broyles	Jefferson
Burton	Jones of Atascosa
Butler of Brazos	Jones of Falls
Butler of Karnes	Jones of Runnels
Cagle	Jones of Shelby
Caldwell	Jones of Wise
Calvert	Keefe
Canon	King
Celaya	Knetsch
Collins	Lange
Colquitt	Lanning
Cooper	Latham
Cowley	Leath
Craddock	Lemens
Crossley	Lindsey
Daniel	Lotief
Davison of Fisher	Lucas
Davisson	Luker
of Eastland	McCalla
Dickison	McConnell
Dunagan	McFarland
Dunlap of Hays	McKee
Dunlap of Kleberg	McKinney
Duvall	Moffett
England	Moore
Fain	Morris
Farmer	Morrison
Fisher	Morse
Fitzwater	Nicholson
Ford	Olsen
Fox	Padgett
Frazer	Palmer
Fuchs	Patterson
Gibson	Payne
Glass	Petsch
Good	Pope
Graves	Quinn
Gray	Reader
Hankamer	Reed of Bowie
Hardin	Reed of Dallas
Harris of Dallas	Riddle
Hartzog	Roach of Angelina
Head	Roach of Hunt
Herzik	Roane
Hill	Roark